

FILEDUNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO**COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C §§ 1983**Name Verdram James Patrick MAR - 5 2015 10X
(Last) (First) (Initial)**MATTHEW J. DYKMAN**
CLERKPrisoner Number 24270408Institutional Address Plo Box 837 ESTANCIA New Mexico 87016UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIAJames P Verdram
(Enter the full name of plaintiff in this action.)

vs.

Case No. 15 CV 194 LH/LAM
(To be provided by the Clerk of Court)CORRECTIONS CORPORATION OF AMERICASGT. DUFF C/O GARLEYC/O ACOSTAC/O OSTIN

(Enter the full name of the defendant(s) in this action)

**COMPLAINT UNDER THE
CIVIL RIGHTS ACT,
Title 42 U.S.C § 1983***[All questions on this complaint form must be answered in order for your action to proceed..]*

I. Exhaustion of Administrative Remedies.

[Note: You must exhaust your administrative remedies before your claim can go forward. The court will dismiss any unexhausted claims.]A. Place of present confinement TORRENO COUNTY DETENTION FACILITY/ESTANCIA, NM

B. Is there a grievance procedure in this institution?

YES ☒ NO ()

C. Did you present the facts in your complaint for review through the grievance procedure?

YES ☒ NO ()

D. If your answer is YES, list the appeal number and the date and result of the appeal at each level of review. If you did not pursue a certain level of appeal, explain why.

COMPLAINT

- 1 -

1. Informal appeal 2015-303-000576

Refused. The Administrative Dept officer
No response from her at all.

2. First formal level this is the only level it goes
to before I file in Court.

3. Second formal level _____

4. Third formal level _____

E. Is the last level to which you appealed the highest level of appeal available to you?

YES (X) NO ()

F. If you did not present your claim for review through the grievance procedure, explain why. _____

II. Parties.

A. Write your name and your present address. Do the same for additional plaintiffs, if any.

James P Vet Team 24270408

PO Box 837 ESTANCA, New Mexico 87016

B. Write the full name of each defendant, his or her official position, and his or her place of employment.

They won't provide there Full Name to me

1 SGT. DUFF - CORRECTION CORPORATION OF AMERICA / SGT. Correction Officer
 2 C/O OSTIN CCA CORRECTION OFFICER TORRENTO County Detention Facility
 3 C/O ACCOSTA CCA CORRECTION OFFICER
 4 C/O GARLEY CCA CORRECTION OFFICER

5 III. Statement of Claim.

6 State here as briefly as possible the facts of your case. Be sure to describe how each
 7 defendant is involved and to include dates, when possible. Do not give any legal arguments or
 8 cite any cases or statutes. If you have more than one claim, each claim should be set forth in a
 9 separate numbered paragraph.

10 ON SUNDAY the 22nd of February SGT. DUFF gave the order to strip
 11 search inmate Verdum (# 24270408) OR CCA # 2121223 before he went
 12 into the Shower at 8:00 AM. I told SGT DUFF that is not Policy
 13 AND YOU AND ANYONE ELSE HAS NO AUTHORITY TO STRIP SEARCH ME
 14 AND FOR WHAT REASON. I AM IN SEGREGATION HE SAID IT'S POLICY I SAID
 15 DOES THE CAPTAIN OR DUTY KNOW ABOUT THIS HE SAID YES HE DOES
 16 I STRIPPED WAS TOLD TO SQUAT CAUGH SPREAD MY BUTT CHECKS WHILE
 17 THEY SHINED A FLASH LIGHT AT MY RECTUM TO SEE IF THERE
 18 WAS ANY THING THERE I FELT VIOLATED. FELT LIKE I WAS GOING
 19 TO BE SEXUALLY ASSAULTED. HAD NO IDEA WHY THIS WAS HAPPENING
 20 TO ME. I NEVER GAVE THEM A REASON TO DO THIS I'VE NEVER HAD
 21 A WRITE UP EVER IN 10 MONTHS 3 WEEK I'VE BEEN HERE

22 Kenneth Verdum 24270408

23 IV. Relief.

24 Your complaint cannot go forward unless you request specific relief. State briefly exactly
 25 what you want the court to do for you. Make no legal arguments; cite no cases or statutes.

26 I WANT MONETARY RELIEF.

27 I WANT THESE OFFICERS FIRED FROM THEIR DUTY SO THEY CANT DO THIS TO ANYONE
 28 ELSE SO ANYONE ELSE DOESN'T FEEL LIKE THEY HAVE BEEN VIOLATED.

1 To make inmates aware that this happens from correction officers
2 To let people know that this company is violating inmates who they are
3 in custody. To tell inmates it's ok to speak out about what has
4 happened to you. Don't be afraid to speak out.

5 I declare under penalty of perjury that the foregoing is true and correct.

6
7 Signed this 26 day of February, 2015

8
9 

10 (Plaintiff's signature)

Grievance No.: 2015-503-00057-G

14-5B

INMATE/RESIDENT GRIEVANCE

FULL NAME:	<u>James P. Verdeman</u>		
NUMBER:	<u>212223</u>	HOUSING ASSIGNMENT:	<u>5-D-203</u>

INFORMAL RESOLUTION ATTACHED (Not required for an emergency grievance)? ☐ YES ☒ NO

GRIEVANCE CATEGORY (CIRCLE ONE):

1. Facility Staff	8. Dental Services	15. Housing
2. Access to Legal Materials	9. Mental Health Services	16. Laundry
3. Denied Access to Informal Resolution/Grievance Process	10. Trust Account	17. Recreation
4. Reprisal for Using Informal Resolution/Grievance Process	11. Commissary	18. Visitation
5. Safety/Security	12. Food Service	19. Programs-education, work, religious, etc.
6. Sanitation	13. Mail	20. Violations of federal or state regulations, laws, court decisions (i.e. ADA or Constitutional rights)
7. Medical Services	14. Intake	21. Other

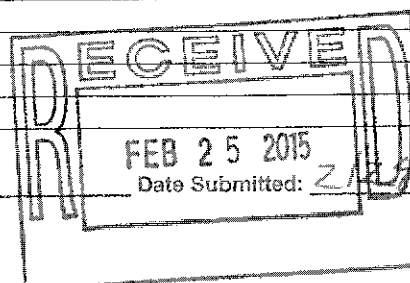
STATE GRIEVANCE: (Include documentation, witnesses, date of incident, and any other information pertaining to the grievance subject. Attach additional pages if necessary). Inmate Branchy Gilbert Gonzales

ON SUNDAY the 22nd of February at 8:00 AM I felt like I WAS being sexual assaulted strip before I take a shower head over spread my checks wider so we can see this was sex stuff and the staff that was here on Sunday.

This is policy they said we have to be strip searched every time we can go to the shower and come back I've read the policy's there is no such policy on this at all. Just because we are in seg doesn't constitute this kind of treatment. So are you going into the books and saying no showers until we strip search you then we will turn on the water. Just because we are in Federal custody doesn't mean we don't have rights. Looking up at my butt with a flash light that's a real sick person who does this I asked if the Captain knows about this oh yes, it's policy. Then CCAs must have different policy then we have felt violated something needs to be done about this. They thought it was a big joke. Felt as they wanted to do some sexual act.

Requested Action: (Attach additional pages if necessary)

- (1) To be held responsible for this who said this was ok to do
- (2) to be filed this is not some joke
- (3) to be removed from this post
- (4) Peoples rights are violated here
- (5) Internal Affairs Review Board

Inmate/Resident's Signature: James P. Verdeman

Grievance No.: 2015-503-00057 G

14-5B

RESPONDING STAFF MEMBER'S REPORT: (Attach additional pages if necessary. All pages must include the grievance number.)

Per Policy 14-02 L.I.C. "unless otherwise mandated by contract, alleged P.R.E.A. incidents will not be processed through the facility's inmate/resident grievance process. Should a report be submitted and received as an inmate/resident grievance, whether inadvertently or due to contracting agency requirements, it will immediately be referred to the facility investigator or Administrative Duty Officer.

RESPONDING STAFF MEMBER'S DECISION: (Attach additional pages if necessary. All pages must include the grievance number.)

This grievance is returned and allegations made have been referred per policy 14-02.

Responding Staff Member's Printed Name: Frank RippetoeTitle: Grievance CoordinatorResponding Staff Member's Signature: [Signature]Date: 2/26/15

Inmate/Resident's Signature (upon receipt): _____

Date: _____

INMATE/RESIDENT APPEAL (Attach additional pages if necessary. All pages must include the grievance number.)

WARDEN/ADMINISTRATOR'S DECISION: (Attach additional pages if necessary. All pages must include the grievance number.)

Warden/Administrator's Signature: _____

Date: _____

Inmate/Resident's Signature (upon receipt): _____

Date: _____

James P. Keltcam 2/2/223

110 Box 837

STANCIA, New Mexico

87016

Legal Mail

COMMUNICATIONS

RECEIVED
At Albuquerque NM

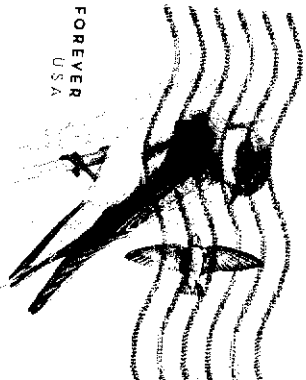
MAR 05 2015

ALBUQUERQUE NM 870

MAR 2015 PM 21

FOREVER
USA

Bank Swallow



MATTHEW J. DYKMAN
UNITED STATES DISTRICT COURT
DISTRICT of New Mexico

333 Janna Blvd NW
Albuquerque, New Mexico

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